

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2018-122-T - ORDER NO. 2018__

June __, 2018

IN RE: Application of Gentle Giant Moving Company (NC), LLC for a Class E (Household Goods) Certificate of Public Convenience and Necessity for Operation of Motor Vehicle Carrier))))))	ORDER GRANTING CLASS E (HOUSEHOLD GOODS) CERTIFICATE
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This matter comes before the Public Service Commission of South Carolina (“Commission”) on the Application of Gentle Giant Moving Company (NC), LLC (“Applicant”) for a Class E (Household Goods) Certificate of Public Convenience and Necessity. The Applicant seeks statewide authority to move household goods in South Carolina. Notice of this matter was timely published pursuant to 10 S.C. Code Ann. Regs. 103-817(C)(3)(a). No parties intervened, and a hearing on the Application was held on June 20, 2018, in the offices of the Commission.

The parties at the hearing included the Applicant, represented by John J. Pringle, Esquire, and the Office of Regulatory Staff (“ORS”), represented by Lessie Hammonds, Esquire. The Applicant presented the testimony of Robert Farnum, Applicant’s Manager for North Carolina, and Lisa Rivard, Director of Compliance and Risk Management. In addition, Applicant offered the shipper witness deposition testimony of Lisa Satterfield, a realtor, who stated the need for additional movers in South Carolina.

ORS did not present testimony, but submitted a letter to the Commission on June 15, 2018 stating that ORS staff “is of the opinion that the Applicant will meet the requirements of fit, willing and able as required of a Household Goods Mover under the provisions of 10 S.C. Code

Ann. Regs. 103-133 (2012).”

For the Applicant, Mr. Farnum testified about the Applicant’s knowledge and experience in the moving industry and stated that he was aware of and intended to comply with the Commission’s regulations concerning household goods movers. Ms. Rivard testified about the liability and cargo insurance obtained by the Applicant, as well as the financial condition of the Applicant. Additionally, Ms. Satterfield, a realtor, testified about the need for an additional mover throughout the state.

The Commission finds the Application to be in order. Additionally, we conclude that the Applicant has demonstrated that it is fit, willing, and able to operate as a household goods mover pursuant to S.C. Code Ann. § 58-23-330 and 10 S.C. Code Ann. Regs. 103-133. Furthermore, we find that the public convenience and necessity is not already being served by an existing authorized service. Therefore, the Application of Gentle Giant Moving Company (NC), LLC should be granted.

IT IS THEREFORE ORDERED:

1. The Application of Gentle Giant Moving Company (NC), LLC for a Class E (Household Goods) Certificate of Public Convenience and Necessity is approved for the Applicant to transport household goods throughout South Carolina.
2. The Final Tariff and Bill of Lading are approved and attached hereto as Order Appendix A.
3. The Applicant shall file with the Office of Regulatory Staff the proper insurance, safety rating, and other information required by S.C. Code Ann. Section 58-23-10 et. seq. (1976), as amended, and by 10 S.C. Code Ann. Regs. 103-100 through 103-241 of the Commission’s Rules and Regulations for Motor Carriers, as amended, and 2 S.C. Code Ann. Regs. 38-400

through 38503 (Supp. 2014) of the Department of Public Safety's Rules and Regulations for Motor Carriers, as amended, within ninety (90) days of the date of this Order, or within such additional time as may be authorized by the Commission.

4. Upon compliance with S.C. Code Ann. Section 58-23-10 et. seq. (1976), as amended, and the applicable Regulations for Motor Carriers, S.C. Code Ann. Regs. Vol. 10 (1976), as amended, a Certificate shall be issued by the Office of Regulatory Staff authorizing the motor carrier services granted herein.

5. Prior to compliance with the above-referenced requirements and receipt of a Certificate, the motor carrier services authorized by this Order shall not be provided.

6. Failure of the Applicant to either (1) complete the certification process by complying with the Office of Regulatory Staff requirements of causing to be filed with the Commission proof of appropriate insurance and an acceptable safety rating within ninety (90) days this Order or (2) to request and obtain from the Commission additional time to comply with the requirements stated above, will cause this Order granting the Application to be null and void, and the Application herein shall be dismissed without prejudice. In this event, no further order of this Commission is necessary.

7. Pursuant to the two-month reporting requirement contained in Order No. 2014-443 (May 21, 2014), the ORS is requested to furnish the name and docket number of the Applicant to the Commission, should the Applicant fail to meet the requirements of the present Order. After such notification, the Docket shall be closed.

8. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

Swain E. Whitfield, Chairman

ATTEST:

Comer H. Randall, Vice Chairman

(SEAL)